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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT
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TECH CENTER 1600/2900

In re the Application of:

Applicant(s) : Nagabhushan, *et al.*

Examiner: Anne-Marie Baker

Title : Methods and Compositions for
Delivery of Interferon Alpha
Nucleic Acids

Group Art Unit: 1632

Serial No. : 09/353,423

Filed : July 15, 1999

**Response to Notice of Non-
Compliant Amendment**

Docket No. : CJ-0776QK

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

REMARKS


This communication is responsive to the Notice of Non-Compliant Amendment (37 C.F.R. 1.121) mailed April 9, 2002 ("Notice") in relation to the above referenced application. Accompanying this response is a petition for a 3 month extension of time pursuant to 1.136(a) and authorization to charge Applicant's deposit account for the requisite fee under 37 C.F.R. 1.17(a)(3) thereby extending the time for response until August 9, 2002. Consequently Applicants believe that this response is timely filed.

The Notice indicated that the preliminary amendment accompanying the CPA application filed on February 2, 2002 ("Preliminary Amendment") failed to contain a clean copy of the amended claims. Although Applicants' records indicate that pages 7-8 of the Preliminary

CERTIFICATE OF MAILING

The undersigned hereby certifies that the attached correspondence is being deposited as First Class Mail with sufficient postage with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on the date indicated below.


Richard B. Murphy


August 9, 2002